IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.738 OF 2007
IN
C.R.NO.276 OF 2006

Mohammed Hanifa Pilatodan
@ Pavithran Karappa Kuni. ...Applicant.

Versus

The State of Maharashtra ...Respondent.

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Mr.Jehangir Khajotia, Adv. for Applicant.
Mr.S.S.Pednekar, APP, for State.

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CORAM : SMT.V.K.TAHILRAMANI,J.

DATED : 21st March, 2007.

P.C.:

1. Heard the learned Advocate for the Applicant and the learned APP for the State.

2. The applicant is seeking bail in C.R. No.276 of 2006 of Yerwada Police Station, Pune. The said C.R. is under Sections 420, 467, 468 and 471 r/w 34 of IPC.

3. The learned Advocate for the applicant has submitted that one co-accused in the said

C.R.No.276 of 2006 Pakyara Ashraf Alias Mohammed Ashraf Abdul Rehman has been granted bail by this Court. He has submitted that the role of that co-accused and the present applicant is the same, hence he may be granted bail. The learned APP has admitted this position.

4. In this view of the matter, I am inclined to grant bail to the present applicant on the same conditions, as those which were imposed on co-accused Pakyara Ashraf Alias Mohammad Ashraf Abdul Rehman, as under :-

i. The applicant Mohammed Hanifa Pilatodan @ Pavithran Karappa Kuni arrested in connection with C.R.No.276 of 2006 registered with Yerawada Police Station, Pune shall be enlarged on bail in the sum of Rs.20,000/- with one or two local sureties in the like sum;

ii. The applicant shall report to

Yerawada Police Station once in a fortnight till the trial is concluded. The applicant shall not leave India without prior permission of the Trial Court.

iii. The Applicant shall furnish his address to the investigating officer where he proposes to reside after bail and during pendency of the trial. The applicant shall not change his residence without prior intimation to the investigating agency;

iv. The bail is granted subject to condition that the applicant shall not; directly or indirectly, make any inducement or any prosecution witnesses and shall not in any manner tamper with prosecution evidence;

v. The applicant shall cooperate with the Trial Court for expeditious

disposal of the trial. Any attempt by the applicant to delay the trial may be a ground for cancellation of bail;

vi. Any observation/s made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial

vii. Application is disposed of in above terms.

(SMT.V.K.TAHILRAMANI,J.)